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PATENT  
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of :  
: KLAUS W. HARTIG et al : Group Art Unit 1772  
: Application No. 08/486,643 : Examiner: T. Speer  
: Filed: June 7, 1995 : Atty. Dkt. No. 2372.853  
: For: HEAT TREATABLE, DURABLE, :  
: IR-REFLECTING SPUTTER- :  
: COATED GLASSES AND METHOD :  
: OF MAKING SAME :

Assistant Commissioner for Patents  
Washington, DC 20231

Sir:

COMMUNICATION

This is in response to Paper No. 15, Director Morris' kind and helpful suspension of this application for a period of six months commencing on August 7, 1998. In his communication, Director Morris requests that the Examiner (Examiner Speer) be notified if an additional request for suspension is being requested. This paper is such a request and is submitted pursuant to Director Morris' request of August 7, 1998 that we do so.

REQUEST FOR FURTHER CONTINUANCE  
OF PROSECUTION MPEP § 709

Pursuant to previous correspondence and discussions with Examiner Speer, the reasons for continuing the suspension

Application No. 08/486,643

in the interest of proper practice, continues to exist. In this respect, Applicants' undersigned counsel has recently made inquiry of the Board of Appeals regarding the status of the appellate process in the subject co-pending application. The Board has recently stated that the pending appeal will have its hearing set in approximately two years.

It is the understanding of the undersigned that steps are being taken at the Board of Appeals to improve the backlog in that further personnel are being assigned to reduce the extreme backlog that exists. There is, of course, no way for Applicants or the undersigned to know how and when that will take place. Hopefully it will take place in the immediate future and the two year prediction from the Board will soon be reduced to a workable period.

As set forth in a previous Communication, this application has been, kindly and appropriately, suspended by the Examiner from prosecution to await the outcome of the aforesaid Board of Appeals decision in the referenced co-pending application with which the Examiner is familiar. The decision in that co-pending application is, of course, seminal regarding the handling of the subject application.

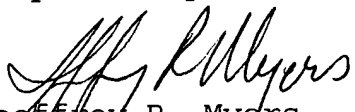
With the hope that the severe problems at the Board of Appeals will soon be reduced, Applicants, by their

Application No. 08/486,643

undersigned counsel, again respectfully requests, pursuant to the provisions of MPEP § 709 that the Examiner continue the suspension of prosecution of this application for another six month period.

Should any fees be incurred with regard to the filing of this Communication, the U.S. Patent Office is respectfully requested to charge same to Deposit Account No. 50-0644.

Respectfully submitted,

  
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I hereby certify that this correspondence is being  
hand carried to the U.S. Patent and Trademark

Office on Jan. 5, 1999

  
GEOFFREY R. MYERS REG. 24,897 DATE